

CARELLA, BYRNE, CECCHI, OLSTEIN, BRODY & AGNELLO, P.C.

COUNSELLORS AT LAW

CHARLES C. CARELLA
BRENDAN T. BYRNE
PETER G. STEWART
ELLIOT M. OLSTEIN
ARTHUR T. VANDERBILT, II
JAN ALAN BRODY
JOHN M. AGNELLO
CHARLES M. CARELLA
JAMES E. CECCHI

JAMES T. BYERS
DONALD F. MICELI
A. RICHARD ROSS
CARL R. WOODWARD, III
MELISSA E. FLAX
DAVID G. GILFILLAN
G. GLENNON TROUBLEFIELD
BRIAN H. FENLON
LINDSEY H. TAYLOR
CAROLINE F. BARTLETT

**5 BECKER FARM ROAD
ROSELAND, N.J. 07068-1739
PHONE (973) 994-1700
FAX (973) 994-1744
www.carellabyrne.com**

RICHARD K. MATANLE, II
FRANCIS C. HAND
AVRAM S. EULE
RAYMOND W. FISHER

OF COUNSEL

RAYMOND J. LILLIE
WILLIAM SQUIRE
ALAN J. GRANT*
STEPHEN R. DANEK
DONALD A. ECKLUND
MEGAN A. NATALE
AMANDA J. BARISICH
ZACHARY S. BOWER+
MICHAEL CROSS

JAMES D. CECCHI (1933-1995)
JOHN G. GILFILLAN III (1936-2008)

*MEMBER NY BAR ONLY
+MEMBER FL BAR ONLY

May 16, 2013

VIA ECF

The Honorable Cathy L. Waldor, U.S.M.J.
United States District Court for the District of New Jersey
Martin Luther King, Jr. Federal Building
50 Walnut Street
Newark, New Jersey 07102

Re: *In re Merck & Co., Inc. Secs., Deriv. and ERISA Litig.*,
Civil Action No. 05-2367 (SRC)(CLW)

Dear Judge Waldor:

We, along with Co-Lead Counsel, represent the Lead Plaintiffs in the above-referenced action. Please find enclosed a proposed form of Order for the issuance of Letters of Request for Dr. Carlo Patrono along with the Letters of Request. Defendants do not object to the issuance of these Letters. If the Letters of Request meet with the Court's approval, kindly sign the Order and the Letters and have the Clerk return the stamped original of the Letters to us.

Given the upcoming deadline for fact discovery in this action and the additional amount of time it will take Plaintiffs to proceed with this deposition in Italy, we respectfully request that the Court address the Letters at its earliest convenience.

Thank you for your continued attention to this matter. If the Court has any questions about the motion or the relief sought, we are available at the Court's convenience.

Respectfully submitted,

CARELLA, BYRNE, CECCHI,
OLSTEIN, BRODY & AGNELLO

/s/ Lindsey H. Taylor

LINDSEY H. TAYLOR

cc: Counsel of Record (by ECF)